

ORDER REQUIRING SANITARY DISTRICT NO. 1 OF MARIN COUNTY
TO CEASE AND DESIST FROM DISCHARGING THE COMBINED WASTES
FROM SANITARY DISTRICTS NOS. 1 AND 2 OF MARIN COUNTY AND
CITY OF LARKSPUR FROM THE TREATMENT PLANT AND FROM ITS
SEWER SYSTEM CONTRARY TO REQUIREMENTS PRESCRIBED BY THE
CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD,
SAN FRANCISCO BAY REGION

ORDER NO. 71-52

The California Regional Water Quality Control Board, San Francisco Bay Region,
finds:

A. On June 24, 1971, this regional board adopted Order No. 71-43 prescribing
discharge requirements covering the discharge of Sanitary Districts Nos. 1
and 2 of Marin County and City of Larkspur, hereinafter referred to as the
dischargers, from Sanitary District No. 1's sewage treatment plant and the
total sewer service area.

B. The discharge requirements provide, in part, as follows:

"... ..

2. Waste "A" shall not cause:

a. Floating, suspended, or deposited macroscopic particulate
matter or foam in waters of the State at any place;

... ..

6. The bypassing of untreated sewage, Waste "B", is prohibited."

C. Inspection and reports received by board staff and data submitted by the
dischargers indicate that the dischargers are violating and/or threatening
to violate the requirements for:

Receiving water floating matter and bypassing.

D. On July 20, 1971, after due notice to the dischargers and all other affected
persons, a hearing panel of the regional board conducted a public hearing
at which the dischargers appeared and evidence was received concerning the
discharges.

E. Upon the basis of the evidence received, the hearing panel recommended that
the board issue a cease and desist order against the dischargers requiring
that they comply with the aforesaid requirements as indicated below.

F. The requirements being violated or threatened to be violated are as
follows:

1. Sanitary Districts Nos. 1 and 2 of Marin County and City of Larkspur
violated the requirements concerning floating particulate matter in
the receiving water at the treatment plant point of discharge.

2. Sanitary District No. 1 of Marin County is violating the requirement prohibiting bypassing of untreated sewage within its sewer service area.

G. Any increase in the discharges of waste to the Sanitary District No. 1 service area will increase the frequency and duration of the bypass of untreated sewage and will further unreasonably impair water quality.

IT IS HEREBY ORDERED THAT

A. Sanitary District No. 1 of Marin County cease and desist from discharging the combined wastes from Sanitary Districts Nos. 1 and 2 of Marin County and City of Larkspur contrary to requirement 2.a. listed in B above and from discharging its waste contrary to requirement 6 listed in B above;

B. Compliance with the Board's discharge requirements be completed according to the following:

1. Bypassing - Sanitary District No. 1
Sanitary District No. 1 of Marin County shall comply with requirement No. 6 in B above in accordance with the following time schedule:

<u>TASK</u>	<u>COMPLETION DATE</u>
Authorization of Funding	July 1, 1972
Complete Construction	July 1, 1973
Compliance with Requirements	April 1, 1974

2. Receiving Water Floating Matter - Combined waste from Sanitary Districts Nos. 1 and 2 of Marin County and City of Larkspur
Sanitary District No. 1 of Marin County shall forthwith comply with requirement No. 2.a. in B above.

C. Additional discharges to the Sanitary District No. 1 of Marin County sewer system not discharging to the system prior to issuance of this order are prohibited subject to the following conditions:

- a. The prohibition does not apply to buildings under construction or to permits issued prior to July 22, 1971.
- b. Additional connections to the sewer system will be permitted as a result of interim corrective measures only when this Board is satisfied that the loading on the receiving waters is not increased beyond the loading prior to the issuance of this order.
- c. Subject to compliance with b. above, 37 additional single family dwelling unit, or equivalent, connections will be permitted as a result of the interim corrective measures.

D. The dischargers are required to provide to the Board by September 1, 1971 and quarterly thereafter a report, under penalty of perjury on their progress toward compliance with requirements.

E. If, in the opinion of the Executive Officer, one or more of the dischargers fails to comply with the provisions of this order, the Executive Officer is directed to request the Attorney General to take the appropriate enforcement action against the discharger, including injunction and civil monetary remedies, if appropriate.

I, Fred H. Dierker, Executive Officer of the California Regional Water Quality Control Board, San Francisco Bay Region, do hereby certify that the foregoing is a full, true, and correct copy of an order adopted by the Regional Board at a meeting held on July 22, 1971.

Executive Officer